

-----X
:
JEAN FAINBRUN, on behalf of :
himself and others similarly :
situated, :
:
:
Plaintiff, :
:
:
-against- :
:
:
CHEX SYSTEMS, INC., :
:
:
Defendant. :
-----X
AMON, UNITED STATES DISTRICT JUDGE:

The Court has received the Report and Recommendation ("R&R") of the Honorable Roanne L. Mann, United States Magistrate Judge, dated May 6, 2005. The Magistrate Judge recommended that the defendant's Rule 12(b)(6) motion to dismiss be granted in part and denied in part. The parties were given until May 20, 2005 to file any objections to the R&R. To date, no objections have been filed. The Court has reviewed the Report and is in agreement with its analysis and conclusions. Accordingly, this Court hereby adopts the R&R as the opinion of the Court.

SO ORDERED.

Dated: Brooklyn, New York
June 6, 2005

Carol Bagley Amon
United States District Judge